

Due Date: November 13, 2005

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

**RECEIVED
CENTRAL FAX CENTER**

Applicant: Craig A. Finch et al. Examiner: Hunter B. Lomberry
Serial No.: 09/536,101 Group Art Unit: 2611
Filed: March 24, 2000 Docket: PD-990196
Title: METHOD AND APPARATUS FOR WATERMARKING RECEIVED TELEVISION
CONTENT

NOV 14 2005

CERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that this correspondence is being filed via facsimile transmission to the U.S. Patent and Trademark Office on November 14, 2005.

By _____
Name: Victor G. Cooper

MAIL STOP APPEAL BRIEF - APPELLANTS

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

We are transmitting herewith the attached:

- Transmittal sheet, in duplicate, containing a Certificate of Mailing or Transmission under 37 CFR 1.8.
 Brief of Appellant(s).
 Charge the Fee for the Brief of Appellant(s) in the amount of \$500.00 to the Deposit Account.

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.

Please charge all fees to Deposit Account No. 59-0494 of Gates & Cooper LLP. A duplicate of this paper is enclosed.

Customer Number 22462

GATES & COOPER LLP
Howard Hughes Center
6701 Center Drive West, Suite 1050
Los Angeles, CA 90043
(310) 641-8797

By: Victor G. Cooper
Name: Victor G. Cooper
Reg. No.: 39,641
VOG/mj

Adjustment date: 01/26/2006 SDENBOB1
11721X2005 WLAWSON 00000001 500494 09536101
01 FC:1252 450.00 CR

G&C 10924-US-U1

808-1 815-1

413186418788

11-14-2005 08:01PM FROM Gates & Cooper, LLP

01 EC:1252 450.00 DA

11/21/2005 WILAWSON 00000001 500494 09536101

United States Patent and Trademark Office
- Sales Receipt -

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

JAN 10 2006 4:28

Applicant: Craig A. Finseth et al. Examiner: Hunter B. Lonsberry
Serial No.: 09/536,101 Group Art Unit: 2611 US PATENT & TRADEMARK
Filed: March 24, 2000 Docket: PD-990196 OFFICE
Title: METHOD AND APPARATUS FOR WATERMARKING RECEIVED
TELEVISION CONTENT

CERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on January 11, 2006.

By: 
Name: George H. Gates

REQUEST FOR REFUND UNDER 37 C.F.R. §1.26

Mail Stop 16
Director of the US Patent and Trademark Office
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

This is a request for a refund in the amount of \$450 for an extension fee for response within the second month, PTO Fee Code 1252, which was charged to Deposit Account No. 50-0494 of Gates & Cooper LLP on November 21, 2005 for the above-identified patent application.

As a Notice of Panel Decision from Pre-Appeal Brief Review was mailed on October 13, 2005, and the period for reply was indicated as either a month from the mailing of the decision or the balance of the two month time period running from the receipt of the notice of appeal, whichever is later, the new date for response would be November 13, 2005. We fax-filed a Brief of Appellants on November 14, 2005, as November 13 was a Sunday. As such, there should be no extension fee. Enclosed for your reference is the Notice of Panel Decision from Pre-Appeal Brief Review dated October 13, 2005 and the transmittal and PTO fax confirmation of the Brief of Appellants fax-filed on November 14, 2005.

It is therefore respectfully requested that a refund in the amount of \$450 be credited to Deposit Account No. 50-0494 of Gates & Cooper LLP. A duplicate copy of this sheet is enclosed.

Respectfully submitted,

GATES & COOPER LLP
Attorneys for Applicant(s)

Howard Hughes Center
6701 Center Drive West, Suite 1050
Los Angeles, California 90045
(310) 641-8797

Date: January 11, 2006

By: 
Name: George H. Gates
Reg. No.: 33,500

GHG/jml

G&C 109.24-USU1

PAISLEY RIVER INN
DAVIE, VA

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

703 JAN 16 PM 4:28

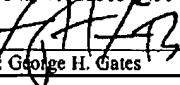
Applicant: Craig A. Finseth et al
Serial No.: 09/536,101
Filed: March 24, 2000
Title: METHOD AND APPARATUS FOR WATERMARKING RECEIVED TELEVISION
CONTENT

Examiner: Hunter B. Lounsbury
Group Art Unit: 2611
Docket: PD-990196

PATENT & TRADEMARK
OFFICE

CERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on January 11, 2006.

By: 
Name: George H. Gates

Mail Stop 16
Director of the US Patent and Trademark Office
PO Box 1450
Alexandria, VA 22313-1450

Dear Sir:

We are transmitting herewith the attached:

- Transmittal sheet, in duplicate, containing a Certificate of Mailing under 37 CFR 1.8.
- Request for Refund of \$450 to Deposit Account No. 50-0494 for extension fee for response within 2nd month.
- Copy of Notice of Panel Decision from Pre-Appeal Brief Review dated October 13, 2005 and copy of transmittal and PTO fax confirmation of Brief of Appellant(s) fax-filed on November 14, 2005.
- Return postcard.

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.

Please charge all fees to Deposit Account No. 50-0494 of Gates & Cooper LLP. A duplicate of this paper is enclosed.

Customer Number 22462

GATES & COOPER LLP
Howard Hughes Center
6701 Center Drive West, Suite 1050
Los Angeles, CA 90045
(310) 641-8797

By: 
Name: George H. Gates
Reg. No.: 33,500
GHG/jml

(PTO TRANSMITTAL - GENERAL)

PATENT & TRADEMARK OFFICE

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

2006 JAN 16 PM 4:28

Applicant: Craig A. Finseth et al
Serial No.: 09/536,101
Filed: March 24, 2000
Title: METHOD AND APPARATUS FOR WATERMARKING RECEIVED TELEVISION CONTENT

Examiner: Hunter B. Lounsberry
Group Art Unit: 2611
Docket: PD-990196
US PATENT & TRADEMARK OFFICE

CERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 CFR 1.8

I hereby certify that this correspondence is being deposited with the United States Postal Service as first class mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on January 11, 2006.

By: 
Name: George H. Gates

Mail Stop 16
Director of the US Patent and Trademark Office
PO Box 1450
Alexandria, VA 22313-1450

Dear Sir:

We are transmitting herewith the attached:

- Transmittal sheet, in duplicate, containing a Certificate of Mailing under 37 CFR 1.8.
- Request for Refund of \$450 to Deposit Account No. 50-0494 for extension fee for response within 2nd month.
- Copy of Notice of Panel Decision from Pre-Appeal Brief Review dated October 13, 2005 and copy of transmittal and PTO fax confirmation of Brief of Appellant(s) fax-filed on November 14, 2005.
- Return postcard.

Please consider this a PETITION FOR EXTENSION OF TIME for a sufficient number of months to enter these papers, if appropriate.

Please charge all fees to Deposit Account No. 50-0494 of Gates & Cooper LLP. A duplicate of this paper is enclosed.

Customer Number 22462

GATES & COOPER LLP

Howard Hughes Center
6701 Center Drive West, Suite 1050
Los Angeles, CA 90045
(310) 641-8797

By: 
Name: George H. Gates
Reg. No.: 33,500
GHG/jml

(PTO TRANSMITTAL - GENERAL)



UNITED STATES PATENT AND TRADEMARK OFFICE

109. 24-45-61
JAC

UNITED STATES DEPARTMENT OF COMMERCE
United States Patent and Trademark Office
Address: COMMISSIONER FOR PATENTS
P.O. Box 1450
Alexandria, Virginia 22313-1450
www.uspto.gov

APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/536,101	03/24/2000	Craig A. Finseth	PD-990196	2196
20991	7590	10/13/2005	EXAMINER	
THE DIRECTV GROUP INC			LONSBERRY, HUNTER B	
PATENT DOCKET ADMINISTRATION RE/R11/A109				
P O BOX 956			ART UNIT	PAPER NUMBER
EL SEGUNDO, CA 90245-0956			2611	



DATE MAILED: 10/13/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

Appeal Brief Due: Nov. 13, 2005 *10*

Appeal Brief Due-6: Feb. 5, 2006 *10*

RECEIVED
OCT 18 2005
orc

Gates & Creaver LLP

Application Number 	Application/Control No.	Applicant(s)/Patent under Reexamination
	09/536,101	FINSETH ET AL. Art Unit Christopher Grant
	2611	
Document Code - AP.PRE.DEC		

Notice of Panel Decision from Pre-Appeal Brief Review



This is in response to the Pre-Appeal Brief Request for Review filed 8/5/2005.

1. **Improper Request** – The Request is improper and a conference will not be held for the following reason(s):

- The Notice of Appeal has not been filed concurrent with the Pre-Appeal Brief Request.
- The request does not include reasons why a review is appropriate.
- A proposed amendment is included with the Pre-Appeal Brief request.
- Other:

The time period for filing a response continues to run from the receipt date of the Notice of Appeal or from the mail date of the last Office communication, if no Notice of Appeal has been received.

2. **Proceed to Board of Patent Appeals and Interferences** – A Pre-Appeal Brief conference has been held. The application remains under appeal because there is at least one actual issue for appeal. Applicant is required to submit an appeal brief in accordance with 37 CFR 41.37. The time period for filing an appeal brief will be reset to be one month from mailing this decision, or the balance of the two-month time period running from the receipt of the notice of appeal, whichever is greater. Further, the time period for filing of the appeal brief is extendible under 37 CFR 1.136 based upon the mail date of this decision or the receipt date of the notice of appeal, as applicable.

- The panel has determined the status of the claim(s) is as follows:

Claim(s) allowed: _____.

Claim(s) objected to: _____.

Claim(s) rejected: 1-6,8-14,16-24,26-34,36-62.

Claim(s) withdrawn from consideration: _____.

3. **Allowable application** – A conference has been held. The rejection is withdrawn and a Notice of Allowance will be mailed. Prosecution on the merits remains closed. No further action is required by applicant at this time.

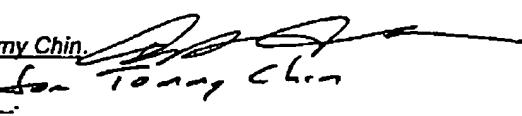
4. **Reopen Prosecution** – A conference has been held. The rejection is withdrawn and a new Office action will be mailed. No further action is required by applicant at this time.

All participants:

(1) Christopher Grant 

(2) Hunter Lonsberry 

(3) Tommy Chin 

(4) 

Auto-Reply Facsimile Transmission



TO: Fax Sender at +13106418798

Fax Information

Date Received:

Total Pages:

11/14/2005 8:45:17 PM [Eastern Standard Time]

38 (including cover page)

ADVISORY: This is an automatically generated return receipt confirmation of the facsimile transmission received by the Office. Please check to make sure that the number of pages listed as received in Total Pages above matches what was intended to be sent. Applicants are advised to retain this receipt in the unlikely event that proof of this facsimile transmission is necessary. Applicants are also advised to use the certificate of facsimile transmission procedures set forth in 37 CFR 1.8(a) and (b), 37 CFR 1.6(f). Trademark Applicants, also see the Trademark Manual of Examining Procedure (TMEP) section 306 et seq.

Received
Cover
Page